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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/040,906 Confirmation No.: 1498
Applicants : Greta ARNAUT *et al.*
Filed : January 9, 2002
Title : NUCLEIC ACID MOLECULES ENCODING NOVEL BACILLUS
THURINGIENSIS Cry2Ae INSECTICIDAL PROTEINS, PLANT
CELLS, PLANT OR SEEDS COMPRISING THE NUCLEIC
ACID MOLECULES AND METHODS OF USING SAME
TC/Art Unit : 1638
Examiner: : Anne R. KUBELIK
Docket No. : 58764.000036
Customer No. : **21967**

MAIL STOP AFTER FINAL
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT AND REPLY UNDER 37 C.F.R. § 1.116; AND
PETITION FOR FIVE-MONTH EXTENSION OF TIME

Sir:

Applicants provide the following Amendment and Reply ("Response") to the final Office Action mailed March 9, 2006 ("Office Action"), in the above-captioned application.

PETITION FOR FIVE-MONTH EXTENSION OF TIME

Applicants respectfully petition for a five-month extension of time under 37 C.F.R. § 1.136(a) to respond to the Office Action. Accordingly, the time for response will be extended up to and including April 9, 2007. A check in the amount of \$2,160.00 is included to cover the fee for the five-month extension of time under 37 C.F.R. § 1.17(a). Applicants believe that no additional fee is required for the submission of this Response. However, in the event that the USPTO requires any additional fee(s) to enter this Response or to maintain the present application pending, please charge such fee(s) to the undersigned's **Deposit Account No. 50-0206**.

This Amendment and Reply is provided in the following format:

Amendments to the Claims are reflected in the listing of claims which begins on page 2;

Remarks begin on page 5.